

**FINAL**

**Advisory Committee on Juvenile Justice  
Meeting Minutes**

**May 17, 2006**

*Approved: June 28, 2006*

The official business meeting of the Advisory Committee on Juvenile Justice occurred on Wednesday, May 17, 2006, at Paramount's King's Dominion, Doswell, Virginia.

***Committee members present***

Kevin Appel  
Dr. Cynthia Cave, Proxy for Dr. DeMary  
The Hon. Warner D. (Dave) Chapman  
Peter Feddo  
Matthew T. Gowin  
Lynette Greenfield, Proxy for Barry Green  
Eileen Grey  
Scott Grimes  
Dr. Jay W. Malcan  
Charles Martin  
Sophia McEachin  
The Hon. Charles Phelps  
Robert E. Shepherd, Jr.  
Ruby G. Turner  
Justin Wilson  
Gina E. Wood

***Committee Members Not Present***

Ben Andrews  
Jane Brown, Proxy for Anthony Conyers  
Monica Estrada  
Janet Lung, Proxy for Dr. Reinhard  
Kevin Massengill  
Daniel L. Plaugher  
The Honorable Linda T. Puller  
Wayne Thomas  
The Honorable Sharon Breeden Will  
Barry Wittig

***DCJS Staff present***

Dr. Aura Hanna  
Laurel Marks  
Ashaki McNeil  
Kathleen Moore  
Curtis Stevens

***Guest Present***

Kristina Davis

**I. Welcome, Call to Order and Introductions**

The meeting was called to order by the Vice-Chair, Mr. Justin Wilson. All present



introduced themselves to the group.

## **II. Review and Approval of Minutes**

Mr. Wilson asked if there were any comments, additions or deletions to be made to the minutes from the January 25, 2006, meeting of the ACJJ. Mr. Kevin Appel mentioned that on page 4, HB1169 meant "lack of clarity" and HB1017, should read "the motion was seconded." Additionally, Ms. Arlene Cundiff's name need not be reflected in the minutes in conjunction with the Virginia Department of Education's Proxy. Mr. Charles Martin moved to approve the minutes as amended. The motion was seconded and passed unanimously.

Minutes from the DMC subcommittee were approved. If others are interested in those minutes, they can be provided.

## **III. Compliance Monitoring Report**

Mr. Curtis Stevens provided copies of the 2004 monitoring universe to all committee members. He advised that all onsite visits have now been completed. During his site visits to the detention homes over 900 files were examined for possible DSO violations, and by reviewing these files most cases had been resolved. There are still approximately 130 potential DSO violations, but it is expected that many of these cases can be resolved through follow-up with the CSU Directors which is ongoing at this time. Mr. Stevens reported that tentatively he expected fewer than 100 DSO violations would be reported to OJJDP which would include the 36 federal wards that were detained during the monitoring period. This amount is below the amount allowed by OJJDP in order to remain in compliance, so Virginia will once again be in compliance.

During the monitoring period, there were 2867 juveniles held for violation of a court order and 635 cases involving the possession of a handgun. There were 6 jail removal violations noted that involved juveniles who were ordered by the court to be held in jails for security or safety reasons. There were no sight and sound violations noted during the onsite visits to the detention homes, jails and lockups. However, data had not come in yet from DJJ concerning the number of detainees over the age of 18.5, who were convicted in circuit court, and who were not separated from the juvenile population. The final report to OJJDP should be completed within the next month.

Ms. Lynette Greenfield reported that DJJ is in compliance with the sight and sound separation requirements for those males who are aged 18 ½ or older, except those at Oak Ridge with IQ's of less than 65. All females are currently held at Bon Air regardless of age and sentencing. The plan is that they will be held in separate cottages which are being built, but will still be on the same campus. Ms. Greenfield estimates that DJJ facilities are 97% in compliance.

Mr. Shepherd stated that the FACJJ continues to recommend that OJJDP revisit the sight and sound issue for those states that have blended sentencing. They have sensed that Administrator Flores may be more flexible in the future. Mr. Shepherd reminded the committee that the Act is up for reauthorization next year, and suggested the ACJJ continue to address these issues in reauthorization. The FACJJ is establishing a subcommittee to address reauthorization.

## **IV. Consideration of Continuation Applications – Recommendations for Funding**



The Grants Subcommittee of the ACJJ met to review requests for continuations of current applications. There were 5 Continuation grants. Mr. Martin gave the report of the grants subcommittee which included the recommendations to approve 4 (Roanoke County, Lynchburg County, Amherst County, and Isle of Wight County), and deny approval of Campbell County, based primarily on the fact that the judge was not referring to the anger management program.

The motion was approved with one abstention (Sheriff Phelps from Isle of Wight).

#### **V. Consideration of New Applications – Recommendations for Funding**

The Grants Subcommittee of the ACJJ met to review requests for new applications. There were 7 new grant applications received and reviewed:

<b>Locality</b>	<b>Amount Recommended</b>
Wise .....	\$65,000
Albemarle .....	\$100,000
Lee .....	\$62,710
Montgomery .....	\$118,730
Spotsylvania .....	\$110,000
Fredericksburg .....	\$97,647
Tazewell .....	\$97,500

Five were approved unanimously by the subcommittee and two supported by a majority of the subcommittee after much discussion. Mr. Martin abstained from Albemarle and Charlottesville grants, Ms. Greenfield abstained from the Spotsylvania grant and Dave Chapman abstained from the Charlottesville/Albemarle grant.

#### **VI. Annual JJDP Conference Update**

Ms. Laurel Marks updated the committee on the status of the annual conference. A request was made by Ms. Greenfield, on behalf of DJJ, to have the conference earlier in the month of June in future years to allow them to use reverted funds.

#### **VII. DMC Subcommittee Meeting Report**

Ms. Gina Wood gave the DMC subcommittee report. The DMC subcommittee met on April 19, 2006. Mr. Stevens was commended for doing a great job in organizing the meeting. Dr. Hanna provided an excellent report looking at DMC data and reviewed the DMC section of our three year plan. Ms. Shauna Epps from DJJ provided an update on JDAI and compared data from JDAI sites with non-JDAI sites. Mr. Stevens also presented information on the Burns Institute to include the work they have been doing with jurisdictions around the country, more recently, with Newport News and Norfolk on a new initiative. Based on discussion, the subcommittee would like to see the ACJJ become more involved in DMC. The subcommittee would like to see some of the Title II funds committed to the work of the Haywood Burns Institute sites in Virginia, without limiting it to JDAI sites. It was suggested that the committee allow the identification of funds through Title II to begin to work with the Burns Institute. It needs to be noted that there are 8 JDAI sites in Virginia now. A motion was made by Mr. Martin that the DMC subcommittee move forward, and report back to the full committee. The motion was seconded and unanimously approved.

#### **VIII. Advisory Committee Member Activity Reports**

Professor Shepherd reported that the University of Richmond Law School and the Indigent Defense Commission are sponsoring a Juvenile Defender Summit on Friday, May 19,



2006, for defense attorneys. Some DJJ personnel will also be attending. Dr. Dennis Waite, who retired last year as Chief Psychologist at DJJ is being given an award to honor his advocacy for children. Dr. Hanna reported that the conference is funded with DCJS Challenge funds.

Ms. Wood noted that she attended the CJJ conference. Ms. Wood reported that the content was good and well organized, especially the presentation by Duke University. All members are encouraged to attend future conferences. DCJS always sends advance notice, so please take advantage.

Mr. Shepherd suggested that the committee invite Nancy Gannon Hornbarger of CJJ to the Williamsburg committee meeting to answer questions regarding CJJ.

Ms. Grey gave an update on legislation. As a group, the ACJJ opposed gang legislation bills, however they were combined and passed as one bill. A note of concern was the open access to records of juveniles. Ms. Grey made a suggestion that there should be a session on records access at a future ACJJ meeting.

Mr. Shepherd noted that HJR 136 passed, asking the crime commission to do a comprehensive study of the juvenile justice system in Virginia. The Commission will be meeting shortly to set up their schedule. DCJS staff were asked to inform committee of discussions.

#### **IX. Adjourn**

A motion was made by Charles Martin to adjourn at 2:15pm, was seconded and approved unanimously.